

Minister's Requirement for Hazardous Waste Fees

(see s. 18 of Reg. 347, as amended by O. Reg. 501/01)

Fee for Generator Registration Report

1. The following fee is established for each Annual Generator Registration Report and Initial Generator Registration Report. The fee is the sum of:
 - (a) \$50;
 - (b) \$5 per manifest used during the calendar year in which the Report is submitted; and
 - (c) a sum calculated at the rate of \$10 per tonne of hazardous waste generated during the calendar year in which the Report is submitted.

Rules

2. The fee established in section 1. is subject to the following rules:
 - A. The fee set out in section 1. does not apply in respect of an Annual Generator Registration Report or Initial Generator Registration Report:
 - (a) for a waste generation facility which is an HHW waste depot operated by or exclusively for a municipality or the Crown and which report deals exclusively with HHW waste received at the facility;
 - (b) for a waste generation facility which is a contaminated site and which report deals exclusively with waste generated at the site as a result of activities carried on at the site for the purpose of remediating contaminated soil or other contaminated materials located on, in or under the site; or
 - (c) where the report deals exclusively with subject waste to which subsection 18 (12) of Regulation 347, R.R.O. 1990 applies [waste generated in unusual circumstances].
 - B. The fee set out in clause 1. (c) does not apply in respect of waste which is recycled at a recycling facility specified for purposes of this rule on the Ministry of the Environment website, www.ene.gov.on.ca.
 - C. Where the fee set out in clause 1. (c) has been paid by a generator in respect of a quantity of waste, the fee required by clause 1. (c) applicable to such waste, in the hands of any other generator, is zero. This rule also applies to waste derived from the original waste, but not to a quantity in excess of the original quantity.

- D. The fee required by clause 1. (c) applicable to the following wastes is zero:
- (a) waste mentioned in the definition of "subject waste" in Regulation 347, R.R.O. 1990, and described there as being not included as subject waste;
 - (b) subject waste from an HHW waste depot operated by or exclusively for a municipality or the Crown; or
 - (c) waste generated at a site as a result of activities carried on at the site for the purpose of remediating contaminated soil or other contaminated materials located on, in or under the site.
- E. The fee set out in clause 1. (a) is not payable for submission of a supplementary Generator Registration Report.

The following definitions apply for purposes of these rules:

"depot" means a waste disposal site to which the general public may bring specified types of waste and at which no processing or final disposal of the waste takes place;

"HHW waste" means domestic waste from a household that would be hazardous waste or liquid industrial waste if it were produced by a commercial or industrial generator or if it were produced in a larger quantity;

"HHW waste depot" means a depot where HHW waste is accepted, handled and temporarily stored.

Manner of Payment

3. The fee payment required along with submission of every report referred to in section 1. is:
- (a) the fee set out in clause 1. (a), and
 - (b) the fee estimated by the Director, based upon the activities of the generator in the current and previous calendar years, in respect of the fees set out in clauses 1. (b) and 1. (c).

Periodic Payments

4. Instead of payment pursuant to section 3. the Director may allow the making of periodic payments on such terms as the Director may specify in the Manual.

Year-end Accounting

5. As soon as possible after the end of each calendar year, when the matters are known, on the basis of which the fees mentioned in clause 3. (b) were estimated, the Director shall calculate the total amount of the fee for the year, and
 - (a) where the fee which has been paid for the year is less than the calculated fee, the Director shall add the difference to the estimated fee for the next calendar year or may, by a notice in writing, require the generator to pay the difference forthwith; and
 - (b) where the fee which has been paid for the year is greater than the calculated fee, the Director shall deduct the difference from the estimated fee for the next calendar year or may arrange for repayment of such difference to the generator.

Fee for Copies

6. Upon payment of \$25.00, the Director shall provide any person with a written copy of the generator registration document in respect of any generator and waste generation facility.

Signed this 18th Day of December, 2001

"Elizabeth Witmer"

The Honourable Elizabeth Witmer
Minister of the Environment